IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

and
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION No: 7341 of 2005

Between:

State of Andhra Pradesh, rep. by its Commercial Tax Officer, khairtabad Circle, VIII th Floor, Mayur Kushal Complex, Abids, Hyderabad.

..... PETITIONER

AND

M/s Satya Steel Strips (P) Ltd., Satya Krishna Bhavan, (In liquidation) Larsvin Complex, Panjagutta, Hyderabad. Rep by Official Liquidator High Court of A.P, Koti, Hyderabad.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ or order or direction more particularly one in the nature of writ of Mandamus declaring the action of the official Liquidator in not disposing the claim petition and releasing the sales Tax due by Respondent Company to the petitioner is illegal, arbitrary and without Jurisdiction and contrary to Section 16 (c) of the APGST Act and Section 17 of the CST Act and further direct the official Liquidator to remit the Sales Tax arrears of the Respondent Company to the petitioner from the sale proceeds of the properties of the Respondent company forthwith and pass such other order or orders.

Counsel for the Petitioner: SPL. STANDING COUNSEL FOR CT
Counsel for the Respondent: OFFICIAL LIQUIDATOR

The Court made the following:

ORAL ORDER:- (PER GB,J.)

Similar Writ Petitions were disposed of with the direction passed by this Court in W.P.No.20351 of 2004, dated 09.11.2004.

2. Accordingly, the present Writ Petition is also disposed of directing the official liquidator to dispose of the application filed by the petitioner in accordance with law within a period of three weeks from the date of the receipt of a copy of this order. No orders as to costs.

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G. BIKSHAPATHY, J

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P.S. NARAYANA, J

Date: 05.04.2005

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To

1. The Commercial Tax Officer, State of Andhra Pradesh, khairtabad Circle, VIII th Floor, Mayur Kushal Complex, Abids, Hyderabad.

2 The Official Liquidator, High Court of A.P., Koti, Hyderabad.

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